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6 *Attorney for Defendant*  
7 *ThermoLife International, LLC*

8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE DISTRICT OF ARIZONA**

10 Evolution Nutraceuticals, Inc. d/b/a Cardio  
11 Miracle,

12 Plaintiff,

13 V.

14 ThermoLife International, LLC

15 Defendant.

16 No. 2:25-cv-00461-DJH

17 **DECLARATION OF SAMI AL-**  
18 **MARZOOG**

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1 I, Sami Al-Marzoog, state under the penalty of perjury that the following is true and  
2 correct:

3 1. I am a resident of the United States and over the age of 21. Unless otherwise  
4 specified, I have personal knowledge of the facts contained in this declaration. If called as  
5 a witness, I can testify competently to the matters set forth herein.

6 2. I am an attorney at the law firm of Cleary Gottlieb Steen & Hamilton LLP,  
7 counsel for Defendant ThermoLife International, LLC (“ThermoLife”) in the above  
8 captioned action. I submit this declaration and an index of the exhibits in support of  
9 ThermoLife’s Opposition to Plaintiff’s Motion for Preliminary Injunction.

10 3. Attached as Exhibit A is a true and correct copy of an excerpt of Cardio  
11 Miracle’s Nitric Oxide Supplement with Super Beets Amazon listing, downloaded on  
12 December 3, 2025.

13 4. Attached as Exhibit B is a true and correct copy of an excerpt of the Manual  
14 of Patent Examining Procedure, dated June 2020.

15 I declare, under penalty of perjury, that the foregoing is true and correct to the best  
16 of my knowledge.

17 Executed in Washington, D.C. on this 5th day of December 2025.

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29 Sami Al-Marzoog